



Australian Capital Territory

# **Gas Safety Regulation 2001**

**SL2001-18**

made under the

**Gas Safety Act 2000**

**Republication No 13**

**Effective: 7 July 2011 – 11 December 2011**

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Authorised by the ACT Parliamentary Counsel

## About this republication

### The republished law

This is a republication of the *Gas Safety Regulation 2001*, made under the *Gas Safety Act 2000* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 7 July 2011. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 7 July 2011.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

### Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at [www.legislation.act.gov.au](http://www.legislation.act.gov.au)):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

### Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

### Uncommenced provisions and amendments

If a provision of the republished law has not commenced, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register ([www.legislation.act.gov.au](http://www.legislation.act.gov.au)). For more information, see the home page for this law on the register.

### Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see the *Legislation Act 2001*, section 95.

### Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$110 for an individual and \$550 for a corporation (see *Legislation Act 2001*, s 133).



Australian Capital Territory

# Gas Safety Regulation 2001

made under the

**Gas Safety Act 2000**

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Australian Capital Territory

# Gas Safety Regulation 2001

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## Part 1 Preliminary

### 1 Name of regulation

This regulation is the *Gas Safety Regulation 2001*.

### 3 Dictionary

The dictionary at the end of this regulation is part of this regulation.

*Note 1* The dictionary at the end of this regulation defines certain terms used in this regulation, and includes references (*signpost definitions*) to other terms defined elsewhere in this regulation or in other legislation.

For example, the signpost definition '*gas distributor*—see the *Utilities Act 2000*, dictionary.' means that the term 'gas distributor' is defined in that dictionary and the definition applies to this regulation.

*Note 2* A definition in the dictionary (including a signpost definition) applies to the entire regulation unless the definition, or another provision of the regulation, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

### 4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

*Note* See the Legislation Act, s 127 (1), (4) and (5) for the legal status of notes.

### 4AA Offences against regulation—application of Criminal Code etc

Other legislation applies in relation to offences against this regulation.

*Note 1* *Criminal Code*

The Criminal Code, ch 2 applies to the following offences against this regulation (see Code, pt 2.1):

- s 17D (2) and (4) (Unsafe appliance)
- s 17E (1) (Interfering with defect tag)



- s 18G (4) (Compliance indicators—Act, s 25)

The chapter sets out the general principles of criminal responsibility (including burdens of proof and general defences), and defines terms used for offences to which the Code applies (eg *conduct*, *intention*, *recklessness* and *strict liability*).

*Note 2* *Penalty units*

The Legislation Act, s 133 deals with the meaning of offence penalties that are expressed in penalty units.

## Part 2 Work safety and standards

### Division 2.1 Gasfitting work

#### 6 Testing gasfitting work on consumer piping system—Act, s 8

Immediately after completing gasfitting work on a consumer piping system, the responsible gasfitter must—

- (a) cap any appliance outlet from the system that does not have an appliance connected to it; and
- (b) if the work included the installation of a system—test the system for defects and ensure that it is safe; and
- (c) if the work was done on part of the system—test the part for defects and ensure that the system is safe.

Maximum penalty: 10 penalty units.

#### 7 Testing gas connection service

- (1) A person who connects a consumer piping system to a gas distribution network must—
  - (a) ensure that the system and the installation of each appliance comply with all relevant codes; and
  - (b) inspect and test each appliance connected to the system to ensure that it operates in accordance with the manufacturer's instructions and specifications and that its installation complies with any condition of an exemption under subsection (2) or section 9 (2).

Maximum penalty: 10 penalty units.

*Note* **Code** is defined in the Act, dict, as a code of practice approved under the Act, s 65 (Codes of practice) as varied and in force from time to time.

- (2) The planning and land authority may exempt a person from the application of subsection (1) (a) to the installation of an appliance if the authority believes, on reasonable grounds, that—
  - (a) compliance with the relevant codes does not justify the cost of compliance; and
  - (b) the degree of safety reached in other ways is acceptable.
- (3) The planning and land authority must give the person written notice of the exemption.
- (4) An exemption under this section is subject to any condition stated in the exemption.

## **9 Testing appliance connection**

- (1) Immediately after connecting an appliance to a gas outlet in a consumer piping system that is connected to a gas distribution network, the responsible gasfitter must—
  - (a) ensure that the installation of the appliance complies with all relevant codes; and
  - (b) inspect and test the appliance to ensure that it operates in accordance with the manufacturer's instructions and specifications and that its installation complies with any condition of an exemption under subsection (2) or section 7 (2).

Maximum penalty: 10 penalty units.

- (2) The planning and land authority may exempt a person from the application of subsection (1) (a) to the installation of an appliance if the authority believes, on reasonable grounds, that—
  - (a) compliance with the relevant codes does not justify the cost of compliance; and
  - (b) the degree of safety reached in other ways is acceptable.

- (3) The planning and land authority must give the person written notice of the exemption.
- (4) An exemption under this section is subject to any condition stated in the exemption.

## **10 Testing appliance disconnection etc**

- (1) This section applies to gasfitting work if—
  - (a) in the course of the work an appliance (the *original appliance*) is disconnected from a consumer piping system; and
  - (b) the original appliance has not been reconnected; and
  - (c) another appliance has not been connected in place of the original appliance.
- (2) This section applies to gasfitting work whether or not other gasfitting work is performed on the same consumer piping system.
- (3) As soon as possible after the gasfitting work is performed and before leaving the premises where, at the time of the disconnection, the original appliance was located, the person must—
  - (a) cap the system outlet for the appliance; and
  - (b) test the system and ensure that there are no leaks.

Maximum penalty: 10 penalty units.

## **11 Compliance indicators**

- (1) For the Act, section 9 (1), a compliance indicator must be fixed in a conspicuous place to a permanent structure near the meter through which gas is conveyed to the consumer piping system.
- (2) For the Act, section 9 (2), a compliance indicator must contain sufficient details to identify the consumer piping system that it refers to and the certificate of compliance given for the work.

## **12 Certificates of compliance**

- (1) For the Act, section 9 (1), the certificate of compliance must be signed by the gasfitter and given to the owner or occupier of the premises where the gasfitting work is completed, either—
  - (a) by giving it to the owner or occupier personally; or
  - (b) by leaving it, addressed to the owner or occupier, in a conspicuous place on the premises.

- (2) A gasfitter who gives a certificate of compliance in relation to gasfitting work must give a copy of the certificate to the planning and land authority.

Maximum penalty: 10 penalty units.

- (3) A gasfitter who gives a certificate of compliance must keep a copy of the certificate for at least 2 years after the day it was signed.

Maximum penalty: 10 penalty units.

- (4) The planning and land authority must keep a record of the information in a certificate received under subsection (2) for at least 10 years after the day of receipt.

## **13 Interfering with compliance indicators**

- (1) A person must not, without reasonable excuse, remove, alter, damage or deface a compliance indicator attached to a consumer piping system.

Maximum penalty: 10 penalty units.

- (2) Subsection (1) does not apply to the removal of a compliance indicator by the person who attached it to the consumer piping system, or by an inspector, if the person or the inspector believes on reasonable grounds that the system is safe.

- (3) An inspector who removes a compliance indicator under subsection (2) must, as soon as practicable, notify, in writing, the person who had attached the indicator of the removal.

**15 Unsafe consumer piping system—Act, s 12**

- (1) For the Act, section 12 (2), the responsible gasfitter must, immediately on discovering that a consumer piping system is unsafe—
- (a) isolate the system from the gas supply; and
  - (b) securely attach, in a conspicuous place to an appropriate meter control or isolation valve in the system, a defect tag that indicates that the system has been isolated because it is unsafe.

*Note* If a defect tag is approved under s 19 (Approved defect tags) for this section, the tag must be used.

- (2) For the Act, section 12 (2), the notice of the unsafe system and the action necessary to make it safe must be given to the owner or occupier of the premises and to an inspector.
- (3) A gasfitter who gives a notice under subsection (2) must keep for at least 5 years a record of the notice sufficient to identify the premises where the system is located and when the notice was given.

Maximum penalty: 10 penalty units.

- (4) A gasfitter who keeps a record under subsection (3) must not, without reasonable excuse, fail to produce the record if requested to do so by an inspector.

Maximum penalty: 10 penalty units.

## **16 Interfering with defect tags**

- (1) A person must not, without reasonable excuse, remove, alter, damage or deface a defect tag attached to a consumer piping system.

Maximum penalty: 10 penalty units.

- (2) Subsection (1) does not apply to the removal of a defect tag by the person who attached it to the consumer piping system, or by an inspector, if the person or the inspector believes on reasonable grounds that the system is safe.
- (3) An inspector who removes a defect tag under subsection (2) must, as soon as practicable, notify, in writing, the person who had attached the tag of the removal.

## **17 Planning and land authority may direct testing of consumer piping system**

- (1) This section applies if the planning and land authority believes on reasonable grounds that a consumer piping system is not safe, or may not be safe, having regard to all or any of the following matters:
- (a) the period since the system was tested;
  - (b) the age of the system;
  - (c) the number of times work has been done on the system;
  - (d) an accident, a natural disaster, the alteration of the premises or some other act that may have adversely affected the system.
- (2) The planning and land authority may, by written notice, direct the owner of premises where the system is installed to arrange for the system to be tested to find out if it is safe.
- (3) The direction may state that the period within which the testing is to be completed.

- (4) A person must not, without reasonable excuse, contravene a direction under subsection (2).

Maximum penalty (subsection (4)): 10 penalty units.

## **Division 2.2 Appliance work**

### **17A Accreditation to do appliance work**

- (1) The planning and land authority must approve a code in relation to the accreditation of people to do appliance work.

*Note* A person must not do appliance work of a particular kind unless accredited to do work of that kind (see Act, s 13).

- (2) The code may make provision in relation to accreditation, including provision for—

- (a) the qualifications and practical experience required for accreditation; and
- (b) the imposition of conditions on accreditation; and
- (c) the duration and renewal of accreditation; and
- (d) the suspension or cancellation of accreditation.

- (3) A code approved under subsection (1) is a disallowable instrument.

*Note* A disallowable instrument must be notified, and presented to the Legislative Assembly, under the Legislation Act.

- (4) The planning and land authority must keep a register of people accredited to do appliance work.

- (5) The register must contain the following details in relation to each person accredited to do appliance work—

- (a) the type of appliance work the person is accredited to do;
- (b) the period of the person's accreditation;
- (c) any conditions imposed on the person's accreditation.



- (6) The planning and land authority must make a copy of the register available for public inspection during ordinary office hours at the authority's office and at any other place decided by the authority.

### **17B Certificate of accreditation**

- (1) An accredited appliance worker must not, without reasonable excuse, fail to produce his or her certificate of accreditation if asked to do so by—
- (a) an inspector; or
  - (b) the owner or occupier of premises where the appliance worker is carrying out appliance work.
- (2) If a person's accreditation is suspended or cancelled, the person must not, without reasonable excuse, fail to return his or her certificate of accreditation to the planning and land authority within 7 days after the day when the suspension or cancellation takes effect.
- (3) After the end of a period of suspension of a person's accreditation, the planning and land authority must, on request, return the person's certificate of accreditation unless—
- (a) the accreditation has been earlier cancelled or is further suspended; or
  - (b) the period of accreditation has ended.

### **17C Appliance work—testing**

- (1) Immediately after completing appliance work, an accredited appliance worker must—
- (a) inspect and test the appliance; and
  - (b) ensure that the appliance operates in accordance with the manufacturer's instructions and specifications.

- (2) An accredited appliance worker must keep, for at least 5 years, a record of appliance work done sufficient to identify the appliance worked on, the premises where the appliance is located and when the work was completed.
- (3) An accredited appliance worker who keeps a record under subsection (2) must not, without reasonable excuse, fail to produce the record if asked to do so by an inspector.

### **17D Unsafe appliance**

- (1) This section applies if an accredited appliance worker—
  - (a) inspects and tests an appliance under section 17C or at the request of the owner or occupier of the premises where the appliance is located; and
  - (b) believes on reasonable grounds the appliance is unsafe.
- (2) The appliance worker must immediately—
  - (a) isolate the appliance from gas and electricity supplies; and
  - (b) if necessary, disconnect the appliance from the consumer piping system or the electricity supply; and
  - (c) securely attach, in a conspicuous place on the appliance, a defect tag that—
    - (i) indicates that the appliance is unsafe and should not be operated; and

**Example**

‘danger, do not operate’

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

- (ii) indicates that the appliance has been isolated or disconnected; and

- (iii) states the reason for the isolation or disconnection; and
- (iv) states the name, accreditation number and telephone number of the appliance worker.

Maximum penalty: 10 penalty units.

*Note* If a defect tag is approved under s 19 (Approved defect tags) for this section, the tag must be used.

- (3) An appliance worker meets the requirements of subsection (2) (a) if the appliance worker engages a qualified person to undertake necessary work for which the appliance worker is not qualified under the Act or the *Electricity Safety Act 1971*.
- (4) The appliance worker must give the owner or occupier of the premises written notice of the unsafe appliance—
  - (a) identifying the appliance and its location; and
  - (b) stating the date when the notice is given; and
  - (c) setting out the reason for the isolation of the appliance and the action necessary to make it safe; and
  - (d) stating the name, accreditation number and telephone number of the appliance worker.

Maximum penalty: 10 penalty units.

- (5) The appliance worker must also tell an inspector about the unsafe appliance and the action taken under subsection (2).
- (6) An appliance worker who gives a notice under subsection (4) must keep, for at least 5 years, a record of the notice sufficient to identify the unsafe appliance, the premises where the appliance is located and when the notice was given.
- (7) An appliance worker who keeps a record under subsection (5) must not, without reasonable excuse, fail to produce the record if asked to do so by an inspector.

- (8) An offence against this section is a strict liability offence.

**17E Interfering with defect tag**

- (1) A person must not remove, alter, damage or deface a defect tag attached to an appliance.

Maximum penalty: 10 penalty units.

- (2) Subsection (1) does not apply to the removal of a defect tag by the person who attached it to the appliance, or by an inspector, if the person or inspector believes on reasonable grounds that the appliance is safe.
- (3) An inspector who removes a defect tag under subsection (2) must, as soon as practicable, tell the person who attached the tag about the removal.
- (4) Also, subsection (1) does not apply to a person who has a reasonable excuse for removing, altering, damaging or defacing the tag.

**Example of reasonable excuse**

removing a tag from an appliance to use the appliance as scrap

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

- (5) An offence against this section is a strict liability offence.

## Part 3                      Use of consumer piping systems and appliances

### 18                      Consumer piping system not to be used unless certified safe

- (1) This section applies to a consumer piping system on which gasfitting work is done after the commencement of this regulation, whether the work involves—
  - (a) installation of the system as new; or
  - (b) work on a previously existing system.
- (2) The owner of the system must not, without reasonable excuse, use gas supplied through the system, or allow gas supplied through the system to be used, unless, in relation to the gasfitting work done after the commencement—
  - (a) a compliance indicator is attached in accordance with section 11 (Compliance indicators); and
  - (b) a certificate of compliance has been given in accordance with section 12 (Certificates of compliance).

Maximum penalty: 10 penalty units.

- (3) Subsection (1) does not apply to the testing of the system by the responsible gasfitter in relation to the gasfitting work.

## Part 3A Regulation of appliances

### 18B Appliances declared to be approved—Act, s 20 (1)

The following kinds of appliances are approved:

- (a) an appliance listed in the *Australian Gas Association Directory of Certified Gas Appliances and Components*, as in force from time to time;
- (b) an appliance approved under the Australian Gas Association Second Tier Appliance Scheme (Individual Compliance Approval) before 20 December 2001 that meets the requirements of that scheme as in force when the appliance was approved;
- (c) a type B appliance approved under the procedures for the approval of industrial and commercial appliances set out in the Australian Gas Association Standard 501 (Australian Standard 3814) before 20 December 2001 that meets the requirements of that standard as in force when the appliance was approved.
- (d) a type A appliance that is listed in the SAI Global On-Line Certification Register as currently certified.

*Note* The SAI Global On-Line Certification Register can be accessed at <http://www.saiglobal.com>.

### 18C Approval by planning and land authority, type A appliance—Act, s 21

- (1) For the Act, section 21 (1) (a), the relevant examinations and tests for a type A appliance are—
  - (a) for an appliance to which a certification scheme under an Australian Gas Association code applies—the examinations and tests required by the scheme; and
  - (b) any other examinations and tests stated by the planning and land authority in a written notice given to the applicant.

- (2) For the Act, section 21 (1) (b), the relevant requirements for a type A appliance are—
  - (a) for an appliance to which a certification scheme under an Australian Gas Association code applies—the approval requirements of the scheme; and
  - (b) any other requirements stated by the planning and land authority in a written notice given to the applicant.

**18D Approval by planning and land authority, type B appliance—Act, s 21**

- (1) For the Act, section 21 (1) (a), the relevant examinations and tests for a type B appliance are—
  - (a) the examinations and tests set out in AS 3814; and
  - (b) any other examinations and tests stated by the planning and land authority in a written notice given to the applicant.
- (2) For the Act, section 21 (1) (b), the relevant requirements for a type B appliance are—
  - (a) the requirements for approval of industrial and commercial appliances set out in AS 3814; and
  - (b) any other requirements stated by the planning and land authority in a written notice given to the applicant.

**18E Application for approval of type B appliance**

- (1) An application under the Act, section 22 for approval of a type B appliance must be given to the planning and land authority before the appliance is installed.
- (2) The application must comply with the procedures for the approval of industrial and commercial appliances set out in AS 3814, Appendix B, to the extent that they are not inconsistent with this section.

(3) The planning and land authority must, within 20 days after receiving an application—

(a) approve the commissioning of the appliance (with or without conditions); or

**Example**

It may be a condition of commissioning that the appliance be operated only in the presence of an accredited appliance worker.

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

(b) refuse to approve the application; or

(c) extend the time for giving approval for commissioning of the appliance.

(4) The planning and land authority must, as soon as practicable—

(a) tell the applicant in writing of the decision under subsection (3); and

(b) if the application is refused or the time for giving approval extended—give reasons for the decision.

**18F Prescribed circumstances for unapproved appliances—  
Act, s 24 (4)**

The Act, section 24 does not apply in the following circumstances:

(a) the connection of an appliance to a consumer piping system or its use, in accordance with approval for commissioning, under section 18E;

(b) the connection of an appliance to a consumer piping system, or its use, with the planning and land authority's approval, for product testing, product development or experimental purposes;



- (c) the sale, for scrap material, of an appliance that has been disabled for the use of gas.

**18G Compliance indicators—Act, s 25**

- (1) A compliance indicator must be attached in a conspicuous place to an appliance declared to be approved under section 18B.
- (2) If an appliance is approved by the planning and land authority under the Act, section 20, the applicant for approval must attach a compliance indicator to the appliance, in a conspicuous place, as soon as practicable after it is approved.
- (3) For this section, a compliance indicator for a type B appliance must be of durable material and contain at least the following information:
  - (a) a description of the appliance;
  - (b) the name and licence number of the gasfitter who connects the appliance to the consumer piping system;
  - (c) the name of the commissioning agent;
  - (d) the name and accreditation number of the accredited appliance worker who carries out the commissioning;
  - (e) the date of approval;
  - (f) the approval number;
  - (g) the following information expressed in kPa:
    - (i) the designed inlet pressure;
    - (ii) the maximum inlet pressure;
    - (iii) the outlet pressure;
    - (iv) the over pressure protection limit;
    - (v) the over pressure set point;

(vi) the high gas pressure switch (HGPS) setting.

*Note 1* If a compliance indicator is approved under s 19A (Approved compliance indicator) for this section, the approved indicator must be used.

*Note 2* There is a penalty for attaching a compliance indicator to an appliance that is not approved (see Act, s 26 (2)).

*Note 3* There is a penalty for attaching to an appliance anything that falsely purports to be a compliance indicator (see Act, s 26 (3)).

(4) A person must not remove, alter, damage or deface a compliance indicator attached to an appliance.

Maximum penalty: 10 penalty units.

(5) Subsection (4) does not apply to a person who has a reasonable excuse for removing, altering, damaging or defacing the compliance indicator.

**Example of reasonable excuse**

removing a compliance indicator to use the appliance as scrap

*Note* An example is part of the regulation, is not exhaustive and may extend, but does not limit, the meaning of the provision in which it appears (see Legislation Act, s 126 and s 132).

(6) An offence against this section is a strict liability offence.

**18H Prescribed circumstances for prohibited appliances—  
Act, s 28 (4)**

The Act, section 28 does not apply in the following circumstances:

- (a) the connection of an appliance to a consumer piping system, or its use, with the planning and land authority's approval, for product testing, product development or experimental purposes;
- (b) the sale, for scrap material, of an appliance that has been disabled for the use of gas.

## Part 4                      Miscellaneous

### 19              **Approved defect tags**

- (1) The planning and land authority may approve defect tags for this regulation.
- (2) If the planning and land authority approves a defect tag for a particular purpose, the defect tag must be used for that purpose.

### 19A            **Approved compliance indicator**

- (1) The planning and land authority may approve compliance indicators for this regulation.
- (2) If the planning and land authority approves a compliance indicator for a purpose, the compliance indicator must be used for that purpose.

### 20              **Serious gas accidents—prescribed amount**

For the Act, dictionary, definition of *serious gas accident*, paragraph (c), the prescribed amount is \$5 000.

### 20A            **Reviewable decisions—Act, s 64A, def *reviewable decision***

The following decisions are prescribed:

- (a) a decision mentioned in schedule 1, part 1.1 under a provision of the Act or this regulation mentioned in column 2 in relation to the decision;
- (b) a decision mentioned in schedule 1, part 1.2 under a code approved under section 17A (1).

**20B        Right of review and notice—Act, s 64B and s 64C (a)**

The following entities are prescribed:

- (a) in relation to a decision mentioned in schedule 1, part 1.1—an entity mentioned in schedule 1, column 4;
- (b) in relation to a decision mentioned in schedule 1, part 1.2—an entity mentioned in column 3.

## **Schedule 1      Reviewable decisions**

(see s 20A and s 20B)

### **Part 1.1              Reviewable decisions—Act and regulation**

<b>column 1 item</b>	<b>column 2 section</b>	<b>column 3 decision</b>	<b>column 4 entity</b>
1	Act, 21 (1)	refuse to approve appliances of particular kind	applicant for approval
2	Act, 23	cancel approval in relation to appliances	entity that has approval cancelled
3	Act, 27	prohibit sale or installation of appliances of particular kind	entity that has interests affected by prohibition
4	Act, 29	give direction	trader who is given direction
5	Act, 50	give direction	occupier of premises, owner of consumer piping system or gasfitter given direction
6	Act, 51	give direction	person or accredited person given direction
7	7 (2)	refuse to exempt person	applicant for exemption

**Schedule 1**  
**Part 1.1**

Reviewable decisions  
Reviewable decisions—Act and regulation

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<b>column 1 item</b>	<b>column 2 section</b>	<b>column 3 decision</b>	<b>column 4 entity</b>
8	7 (4)	exempt person subject to condition	applicant for exemption
9	9 (2)	refuse to exempt person	applicant for exemption
10	9 (4)	exempt person subject to condition	applicant for exemption
11	18E	refuse to approve appliance for commissioning	applicant for approval
12	18F	refuse to approve connection or use of appliance for product testing, product development or experimental purposes	applicant for approval
13	18H	refuse to approve connection or use of appliance for product testing, product development or experimental purposes	applicant for approval

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## **Part 1.2**                      **Reviewable decisions—code approved under s 17A**

<b>column 1 item</b>	<b>column 2 decision</b>	<b>column 3 entity</b>
1	refuse to accredit person to do appliance work	applicant for accreditation
2	impose condition on accreditation to do appliance work	applicant for accreditation
3	refuse to renew accreditation	applicant for renewal
4	suspend accreditation	entity that has accreditation suspended
5	cancel accreditation	entity that has accreditation cancelled

## Dictionary

(see s 3)

*Note 1* The Legislation Act contains definitions and other provisions relevant to this Act.

*Note 2* For example, the Legislation Act, dict, pt 1, defines the following terms:

- AS
- function
- under.

*Note 3* Terms used in this regulation have the same meaning that they have in the *Gas Safety Act 2000* (see Legislation Act, s 148). For example, the following term is defined in the *Gas Safety Act 2000*, dict:

- premises.

***appliance***, in part 2 (Work safety and standards), does not include an appliance designed to be portable by users.

***Australian Gas Association*** means the company named The Australian Gas Association (ACN 004206044).

***certificate of accreditation*** means a certificate of accreditation under the accreditation code approved under section 17A.

***defect tag***—

- (a) for a consumer piping system—see section 15 (1);
- (b) for an appliance—see section 17D.

***gas distribution network*** means a gas distribution network under the *Utilities Act 2000*, section 10 (2).

***gas distributor***—see the *Utilities Act 2000*, dictionary.

***type A appliance***—see AS 5601.

***type B appliance***—see AS 5601.



## Endnotes

### 1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

### 2 Abbreviation key

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<u>underlining</u> = whole or part not commenced or to be expired

## Endnotes

3 Legislation history

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### 3 Legislation history

This regulation was originally the *Gas Safety Regulations 2001*. It was renamed under the *Legislation Act 2001*.

#### **Gas Safety Regulation 2001 No 18**

notified 21 June 2001 (Gaz 2001 No S37)  
commenced 21 June 2001 (s 2)

as amended by

#### **Gas Safety Amendment Regulations 2002 (No 1) SL2002-30**

notified LR 29 October 2002  
s 1, s 2 commenced 29 October 2002 (LA s 75)  
remainder commenced 1 January 2003 (s 2)

#### **Urban Services (Application of Criminal Code) Amendment Regulations 2002 SL2003-1 pt 2**

notified LR 9 January 2003  
s 1, s 2 commenced 9 January 2003 (LA s 75 (1))  
pt 2 commenced 10 January 2003 (s 2 (1) (b))

#### **Construction Occupations Legislation Amendment Act 2004 A2004-13 sch 1 pt 1.2, sch 2 pt 2.15**

notified LR 26 March 2004  
s 1, s 2 commenced 26 March 2004 (LA s 75 (1))  
sch 1 pt 1.2, sch 2 pt 2.15 commenced 1 September 2004 (s 2 and see Construction Occupations (Licensing) Act 2004 A2004-12, s 2 and CN2004-8)

#### **Criminal Code (Theft, Fraud, Bribery and Related Offences) Amendment Act 2004 A2004-15 sch 2 pt 2.42**

notified LR 26 March 2004  
s 1, s 2 commenced 26 March 2004 (LA s 75 (1))  
sch 2 pt 2.42 commenced 9 April 2004 (s 2 (1))

#### **Construction Occupations Legislation Amendment Act 2006 A2006-15 sch 1 pt 1.5**

notified LR 6 April 2006  
s 1, s 2 commenced 6 April 2006 (LA s 75 (1))  
sch 1 pt 1.5 commenced 1 September 2006 (s 2 and CN2006-19)

**Gas Safety Amendment Regulation 2006 (No 1) SL2006-53**

notified LR 7 December 2006

s 1, s 2 commenced 7 December 2006 (LA s 75 (1))

remainder commenced 8 December 2006 (s 2)

**ACT Civil and Administrative Tribunal Legislation Amendment Act 2008 (No 2) A2008-37 sch 1 pt 1.49**

notified LR 4 September 2008

s 1, s 2 commenced 4 September 2008 (LA s 75 (1))

sch 1 pt 1.49 commenced 2 February 2009 (s 2 (1) and see ACT Civil and Administrative Tribunal Act 2008 A2008-35, s 2 (1) and CN2009-2)

**Planning and Building Legislation Amendment Act 2011 A2011-23 pt 6**

notified LR 6 July 2011

pt 1 commenced 6 July 2011 (s 2 (1))

pt 6 commenced 7 July 2011 (s 2 (5))

**4 Amendment history****Name of regulation**

s 1 am R7 LA

**Commencement**

s 2 om R1 (IA s 43 (4))

**Offences against regulation—application of Criminal Code etc**

s 4AA ins SL2003-1 s 4

**References to Australian Gas Association standards and codes**s 4A ins 2002 No 30 s 4  
sub SL2003-1 s 4  
om A2011-23 s 15**Gasfitting work**

div 2.1 hdg ins 2002 No 30 s 5

**Work declared to be gasfitting work—Act, dict, def *gasfitting work*, par (c)**s 4B ins 2002 No 30 s 6  
om A2004-13 amdt 2.61**People qualified to do gasfitting work—Act, s 7**

s 5 om A2004-13 amdt 2.62

**Testing gas connection service**

s 7 am 2002 No 30 ss 7-10; A2006-15 amdt 1.30, amdt 1.35

## Endnotes

### 4 Amendment history

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#### **Appliances to be certified safe**

s 8 om 2002 No 30 s 11

#### **Testing appliance connection**

s 9 am 2002 No 30 ss 12-14; A2006-15 amdt 1.31, amdt 1.35

#### **Certificates of compliance**

s 12 am A2006-15 amdt 1.35

#### **Interfering with compliance indicators**

s 13 am A2004-13 amdt 2.63, amdt 2.64

#### **False information on compliance indicators**

s 14 om A2004-15 amdt 2.94

#### **Unsafe consumer piping system—Act, s 12**

s 15 am 2002 No 30 s 15, s 16; A2004-13 amdt 2.67

#### **Interfering with defect tags**

s 16 am A2004-13 amdt 2.68

#### **Planning and land authority may direct testing of consumer piping system**

s 17 hdg am A2006-15 amdt 1.32

s 17 am A2006-15 amdt 1.35

#### **Appliance work**

div 2.2 hdg ins 2002 No 30 s 17

#### **Accreditation to do appliance work**

s 17A ins 2002 No 30 s 17

am A2006-15 amdt 1.33, amdt 1.35

#### **Certificate of accreditation**

s 17B ins 2002 No 30 s 17

am A2006-15 amdt 1.35

#### **Appliance work—testing**

s 17C ins 2002 No 30 s 17

#### **Unsafe appliance**

s 17D ins 2002 No 30 s 17

am SL2003-1 s 5; pars renum R7 LA

#### **Interfering with defect tag**

s 17E ins 2002 No 30 s 17

sub SL2003-1 s 6

am A2004-13 amdt 2.69

#### **Regulation of appliances**

pt 3A hdg ins 2002 No 30 s 18

#### **Instruments applied by pt 3A**

s 18A ins 2002 No 30 s 18

om SL2003-1 s 7

**Appliances declared to be approved—Act, s 20 (1)**

s 18B ins 2002 No 30 s 18  
am SL2006-53 s 4

**Approval by planning and land authority, type A appliance—Act, s 21**

s 18C hdg am A2006-15 amdt 1.35  
s 18C ins 2002 No 30 s 18

**Approval by planning and land authority, type B appliance—Act, s 21**

s 18D hdg am A2006-15 amdt 1.35  
s 18D ins 2002 No 30 s 18  
am A2011-23 s 16

**Application for approval of type B appliance**

s 18E ins 2002 No 30 s 18  
am A2006-15 amdt 1.35  
am A2011-23 s 16

**Prescribed circumstances for unapproved appliances—Act, s 24 (4)**

s 18F ins 2002 No 30 s 18  
am A2006-15 amdt 1.34

**Compliance indicators—Act, s 25**

s 18G ins 2002 No 30 s 18  
am SL2003-1 s 8; A2006-15 amdt 1.35

**Prescribed circumstances for prohibited appliances—Act, s 28 (4)**

s 18H ins 2002 No 30 s 18  
am A2006-15 amdt 1.34

**Approved defect tags**

s 19 am A2006-19 amdt 1.35

**Approved compliance indicator**

s 19A ins 2002 No 30 s 19  
am A2006-15 amdt 1.35

**Serious gas accidents—prescribed amount**

s 20 am A2011-23 s 17

**Reviewable decisions—Act, s 64A, def *reviewable decision***

s 20A ins 2002 No 30 s 20  
sub A2008-37 amdt 1.222

**Right of review and notice—Act, s 64B and s 64C (a)**

s 20B ins 2002 No 30 s 20  
sub A2008-37 amdt 1.222

**Place for keeping records—Act, s 19 (2) (b) and s 65 (5) (b)**

s 21 exp 21 June 2003 (s 21 (2))  
ins A2004-13 amdt 1.6  
om A2011-23 s 18

## Endnotes

### 5 Earlier republications

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#### Savings and transitional provisions

pt 5 hdg om R12 LA

#### Records of former certificate information to be kept

s 22 exp 21 June 2011 (s 22 (2))

#### Compliance indicators

s 23 ins A2004-13 amdt 2.70  
exp 1 July 2005 (s 23 (2))

#### Defect tags

s 24 ins A2004-13 amdt 2.70  
exp 1 July 2005 (s 24 (2))

#### Reviewable decisions

sch 1 hdg ins A2008-37 amdt 1.223

#### Reviewable decisions—Act and regulation

sch 1 pt 1.1 hdg ins A2008-37 amdt 1.223

#### Reviewable decisions

sch 1 pt 1.2 hdg ins A2008-37 amdt 1.223

#### Dictionary

dict am A2004-13 amdt 2.71; A2011-23 s 19  
def **Australian Gas Association** ins 2002 No 30 s 21  
def **certificate of accreditation** ins 2002 No 30 s 22  
def **defect tag** sub 2002 No 30 s 23  
def **repealed Gas Supply Regulation** om A2004-13  
amdt 2.72  
def **type A appliance** ins 2002 No 30 s 24  
sub A2011-23 s 20  
def **type B appliance** ins 2002 No 30 s 24  
sub A2011-23 s 20

## 5 Earlier republications

Some earlier republications were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republications have also been published in printed format. These republications are marked with an asterisk (\*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	not amended	12 September 2001

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<b>Republication No</b>	<b>Amendments to</b>	<b>Republication date</b>
2	SL2002-30	1 January 2003
3	SL2003-1	10 January 2003
4	SL2003-1	22 June 2003
5	A2004-15	9 April 2004
6	A2004-15	1 September 2004
7	A2004-15	4 November 2004
8	A2004-15	2 July 2005
9	A2006-15	1 September 2006
10	SL2006-53	8 December 2006
11	A2008-37	2 February 2009
12	A2008-37	22 June 2011

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